



# STATE OF CONNECTICUT

## CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

Phone: (860) 827-2935 Fax: (860) 827-2950

E-Mail: [siting.council@ct.gov](mailto:siting.council@ct.gov)

[www.ct.gov/csc](http://www.ct.gov/csc)

### CERTIFIED MAIL RETURN RECEIPT REQUESTED

April 20, 2015

Kenneth C. Baldwin, Esq.  
Robinson & Cole LLP  
280 Trumbull Street  
Hartford, CT 06103-3597

RE: **PETITION NO. 1149** - Cellco Partnership d/b/a Verizon Wireless petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed installation of a small cell telecommunications facility on the roof of an existing commercial building located at 109 Federal Road, Danbury, Connecticut.

Dear Attorney Baldwin:

At a public meeting held on April 16, 2015, the Connecticut Siting Council (Council) considered and ruled that the above-referenced proposal would not have a substantial adverse environmental effect, and pursuant to Connecticut General Statutes § 16-50k, would not require a Certificate of Environmental Compatibility and Public Need with the following conditions:

- Within 45 days after completion of construction, the Council shall be notified in writing that construction has been completed;
- Any nonfunctioning antenna and associated antenna mounting equipment on this facility owned and operated by the Petitioner shall be removed within 60 days of the date the antenna ceased to function;
- If the facility ceases to provide wireless services for a period of one year the Petitioner shall dismantle the facility and remove all associated equipment or reapply for any continued or new use to the Council within 90 days from the one year period of cessation of service. The Petitioner may submit a written request to the Council for an extension of the 90 day period not later than 60 days prior to the expiration of the 90 day period; and
- This Declaratory Ruling may be transferred or partially transferred, provided both the facility owner/operator/transferor and the transferee are current with payments to the Council for their respective annual assessments and invoices under Conn. Gen. Stat. §16-50v. The Council shall be notified of such sale and/or transfer and of any change in contact information for the individual or representative responsible for management and operations of the facility within 30 days of the sale and/or transfer. Both the facility owner/operator/transferor and the transferee shall provide the Council with a written agreement as to the entity responsible for any quarterly assessment charges under Conn. Gen. Stat. §16-50v(b)(2) that may be associated with this facility.

This decision is under the exclusive jurisdiction of the Council and is not applicable to any other modification or construction. All work is to be implemented as specified in the petition dated March 18, 2015.

Enclosed for your information is a copy of the staff report on this project.

Very truly yours,

A handwritten signature in blue ink that reads "Robert Stein" followed by the initials "MAB" in a smaller, slightly larger font.

Robert Stein  
Chairman

RS/RM/lm

Enclosure: Staff Report dated April 16, 2015

- c: The Honorable Mark D. Boughton, Mayor, City of Danbury
- Dennis Elpern, City Planner, City of Danbury
- The Honorable William N. Tinsley, First Selectman, Town of Brookfield
- Katherine Daniel, Community Development Director, Town of Brookfield
- Alice Dew, Zoning Enforcement Officer, Town of Brookfield
- 109 Federal Road, LLC



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### Petition No. 1149

### Cellco Partnership d/b/a Verizon Wireless

109 Federal Road, Danbury

Staff Report

April 16, 2015

On March 18, 2015, the Connecticut Siting Council (Council) received a petition from Cellco Partnership d/b/a Verizon Wireless (Cellco) for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed installation of a small cell telecommunications facility on a commercial building at 109 Federal Road in Danbury. Cellco seeks to improve 1900 MHz and 2100 MHz services in the surrounding area. Two adjacent Cellco sites that provide wireless service to this commercial and heavily trafficked area of Route 7 are beyond their capacity limits. The proposed site would alleviate capacity issues at these two sites as well as provide some coverage to existing service gaps in the area.

Cellco would install four small cell antennas with four remote radio heads on two pipe masts attached to the roof of the building. The masts and antennas would be concealed within a faux chimney structure extending 10.5 feet above the roof.

Two equipment cabinets would be installed on a lower roof of the building. Power and telephone service would be connected to existing service inside the building.

The maximum worst-case power density would be 69.5 percent of the applicable limit established by the Federal Communications Commission.

The visual impact of the project is expected to be negligible as the faux chimney appears similar to the building structure. The building is located in a commercial zone. The small cell would not be an aviation hazard.

Notice was provided to the City of Danbury and the Town of Brookfield (within 2,500 feet), the property owner, and abutting property owners. No comments have been received to date.



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